IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 28TH SEPTEMBER 2007 / 6TH ASWINA 1929

WP(C).No. 454 of 2007(D)

PETITIONER:

K.CHANDRAMATHY, AGED 61 YEARS,
W/O. K.BHASKARAN, RETIRED ASSISTANT SECRETARY,
"YESHAS", P.O.KANHANGAD SOUTH, KANHANGAD,
KASARAGOD DISTRICT.

BY ADV. SRI.K.SHRIHARI RAO
SMT.N.SHOBHA
SRI.B.R.MURALEEDHARAN
SRI.P.N.ANOOP

RESPONDENTS:

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1. THE KERALA STATE CO-OPERATIVE
EMPLOYEES PENSION BOARD, REPRESENTED BY
ITS SECRETARY, T.C.NO.156/57, P.B.NO.85,
AYURVEDA COLLEGE JUNCTION, TRIVANDRUM.

2. THE KANHANGAD CO-OPERATIVE MILK SUPPLY
SOCIETY LTD., P.O.KANHANGAD-671 315,
KASARAGOD DISTRICT, REPRESENTED BY ITS SECRETARY.

3. THE STATE OF KERALA, REPRESENTED BY
ITS SECRETARY, CO-OPERATION DEPARTMENT,
SECRETARIAT, TRIVANDRUM.

R1 BY SC SRI. V.G. ARUN.
R2 BY ADV. SRI.T.K.VIPINDAS
SRI.P.V.MOHANAN
R3 BY GOVT. PLEADER SRI. P.K. RAVIKRISHNAN.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 28/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC. 454/2007.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : TRUE COPY OF THE G.O. DATED 24.3.2003 OF THE 3RD RESPONDENT.

EXT. P2 : TRUE COPY OF THE REPRESENTATION DATED 5.6.2003 OF THE PETITIONER TO THE 2ND RESPONDENT.

EXT. P3 : TRUE COPY OF THE APPOINTMENT ORDER DATED 25.6.1981 ISSUED TO THE PETITIONER BY THE 2ND RESPONDENT.

EXT. P4 : TRUE COPY OF THE REPRESENTATION DATED 3.10.2005 OF THE PETITIONER TO THE 1ST RESPONDENT.

K.M.JOSEPH, J.

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WP.(C) No. 454 of 2007

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Dated this the 28th day of September, 2007

JUDGMENT

Petitioner has approached this court by the inaction of the respondents in not sanctioning and disbursing the monthly pension with effect from 1.8.2003. Petitioner retired on 31.7.2003 from the second respondent Society.

2. I heard learned counsel for the respondents also. Learned counsel for the second respondent Society submits that the second respondent has already forwarded the application on 27.4.2004. But the learned counsel for the first respondent would submit that Dairy Co-operative Societies did not come under Appendix 3. He submits that unless details regarding pay and service details are made available, the first respondent is disabled.

In such circumstances the writ petition is disposed of directing the second respondent to make available the particulars regarding the pay of the petitioner from the entry post till the time she retired. The second respondent also shall forward to the first respondent copy of the

service records of the petitioner. The aforesaid shall be done within a period of one month from the date of receipt of a copy of this judgment. Upon receipt of the details, the first respondent shall proceed to take a decision in the matter and also disburse the amount as expeditiously as possible and at any rate within a period of two months from the date of receipt of the details.

(K.M. JOSEPH, JUDGE)

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